

OGC Has Reviewed

Comptroller

3 July 1951

Office of General Counsel

Motor Vehicle Accident

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1. Forwarded herewith is a claim submitted by [redacted] as a result of an accident on 21 April 1951, involving a CIA vehicle and a privately-owned automobile. This file is forwarded to you in view of the fact that you have been delegated the authority to settle such claims.

2. The facts surrounding this accident indicate a case of negligence under circumstances where the United States, if a private person, would be liable to the claimant in accordance with the laws of the District of Columbia. Therefore, it is the opinion of the Office of General Counsel that you have the authority to approve this claim in the amount of \$33.00, pursuant to the provisions of the Federal Tort Claims Act, which authorizes administrative adjustment of certain tort claims (Title 28, § 2672 U.S. Code). Although [redacted] car was illegally parked at the time of the accident, it is our opinion that the location of his automobile was not the proximate cause of the accident.

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3. The Investigating Officer has suggested that [redacted] may be willing to assume partial responsibility for the damage to his vehicle. If such a settlement can be accomplished by your office, we are heartily in favor of it. However, if [redacted] refuses to settle for less than \$33.00, it is our opinion that he may legally be paid that amount.

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OGC [redacted]

Encl:

Background file on subject

Distribution:

Orig - Addressee

1 - Chief of Procurement

✓ 2 - Signer